DOCKET NO PN-4238 / P3130

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Carl T. Brighton and Michael D. Carlozzi Confirmation No.: 4332

Application No.: 10/603,226 Group Art Unit: 3766

Filing Date: June 25, 2003 Examiner: Mullen, Kristin Droesch

For: PORTABLE ELECTROTHERAPY DEVICE FOR TREATING

OSTEOARTHRITIS AND OTHER DISEASES, DEFECTS AND INJURIES OF

THE KNEE JOINT

DATE OF DEPOSIT: December 20, 2005

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

TYPED NAME: Michael P. Dunnam

REGISTRATION NO.: 32,611

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

PETITION TO MAKE SPECIAL DUE TO AGE OF APPLICANT (MPEP § 708.02)

Applicants hereby petition to make this application special due to applicant Brighton's age. Applicant Carl T. Brighton turned 74 on August 20, 2005.

Accompanying this petition is a true and correct copy of Applicant's Pennsylvania Driver's License issued on June 6, 2003 showing a birth date of August 20, 1931 and evidencing that he is over the age of 65 required by MPEP Section 708.02.

In light of the foregoing, Applicants request expedited examination on the merits of this application.

Pursuant to MPEP Section 708.02 IV, no fee is believed to be due in connection with this petition. Should the Commissioner deem a fee necessary, the Office is authorized to charge such fee to Deposit Account No. 23-3050.

Date: December 20, 2005

Michael P. Dunnam Registration No. 32,611

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